

UNITED STATES DISTRICT COURT FILED
DISTRICT OF MASSACHUSETTS IN CLERKS OFFICE

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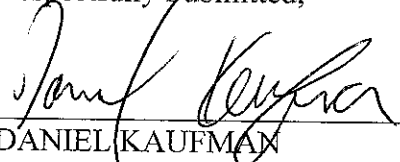
FEDERAL TRADE COMMISSION,)
)
Plaintiff,)
v.)
)
DIRECT MARKETING CONCEPTS, INC., et al.)
)
Defendants.)
)

U.S. DISTRICT COURT
DISTRICT OF MASS
CV No. 04-11136-GAO

**NOTICE OF FILING OF PROPOSED PRELIMINARY INJUNCTION AS TO
DEFENDANTS DIRECT MARKETING CONCEPTS, INC.,
ITV DIRECT, INC. AND DONALD W. BARRETT**

Plaintiff, the Federal Trade Commission ("FTC" or "Commission") hereby submits the attached proposed Preliminary Injunction as to Defendants Direct Marketing Concepts, Inc., ITV Direct, Inc. and Donald W. Barrett. The FTC submits this document pursuant to the Court's expressed intent at the hearing on June 7, 2004, to hear the plaintiff's motion for a noticed temporary restraining order as a motion for a preliminary injunction.

Respectfully Submitted,


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ATTORNEYS FOR PLAINTIFF

Dated: June 8, 2004

CERTIFICATE OF SERVICE

My name is Daniel Kaufman and I am an attorney with Federal Trade Commission. On June 8, 2004, copies of Plaintiff's Notice of Filing of Proposed Preliminary Injunction as to Defendants Direct Marketing Concepts, Inc., ITV Direct, Inc. and Donald W. Barrett were served via Federal Express or U.S. Mail as specified, and sent by facsimile as follows:¹

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I declare under penalty of perjury that the foregoing is true and correct. Executed this June 8, 2004.


Daniel Kaufman

¹ The Commission has communicated with the listed counsel in relation to the instant case. None of the counsel, however, has made an appearance in this matter, and the Commission is not certain who ultimately will represent the Defendants in this case.